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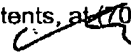
DEC 14 2004

ATTORNEY DOCKET NO.: ECDC-US  
CUSTOMER NO: 36038**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In Re Application of:  
M. Seul et al.

Serial No. 09/448,420

Filed: 11/22/1999

For: Color-Encoding and *in-situ*  
Interrogation of Matrix-Coupled  
Chemical Compounds

)  
)  
) Group Art Unit: 1639  
)  
) Examiner: P. Ponnaluri  
)  
) I hereby certify that, on the date indicated below,  
) this correspondence was sent by fax to the  
) Commissioner  
) for Patents, at (703) 872-9306.  
) By:   
) Date: 12/17/04

Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450**Request for Status Update**

Dear Sir:

The above matter is on appeal, the Brief on Appeal, the Examiner's Answer, and the Reply Brief have been filed. The PAIR Status reports show the following:

09-15-2004	Order Returning Undocketed Appeal to the Examiner
07-16-2004	Appeal Awaiting BPAI Docketing

The Examiner has indicated in a phone call with the undersigned that the file is not in her area, and she does not know the status or location of this matter, or the meaning of "Order Returning Undocketed Appeal to the Examiner." Please initiate a search for this file and attempt to have it returned to the Board and properly docketed there.

Respectfully Submitted,

By: 

Eric P. Mirabel  
Reg. No. 31,211  
Bioarray Solutions, Ltd.  
35 Technology Drive  
Warren NJ 07059  
(908) 226 8200 (ext 203)

Applicants) hereby petitions for any extension of time or for any other grounds needed to make this submission timely and proper. The Commissioner is hereby authorized to charge any fees due in connection with this submission and not otherwise covered by payment included herewith, or to credit any overpayment, to Deposit Account No. 502088.